IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 42849-M of 2006
DATE OF DECISION : 26.09.2006

Baljit Singh

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

Crl. Misc. No. 42851-M of 2006
DATE OF DECISION : 26.09.2006

Sonu

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Raj Mohan Singh, Advocate,
for the petitioners.

Mr. Partap Singh, Senior D.A.G., Haryana.

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This order shall dispose of Crl. Misc. No. 42849-M and 42851-M of 2006, filed by Baljit Singh and Sonu, respectively, for the grant of regular bail in case FIR No. 201 dated 22.12.2005 under Sections 323/324/148/149/326/506/307 IPC, registered at Police Station Kalayat, District Kaithal.

2. I have heard counsel for the parties and gone through the contents of the FIR as well as the orders, passed by Additional Sessions Judge, Kaithal, whereby bail applications of the petitioners have been dismissed.

3. In this case, the alleged occurrence took place on 21.12.2005. As per the prosecution version, petitioner Baljit Singh gave two blows from his sword upon the complainant Pritam Singh, one on the right side of his

head and the other on palm of his left hand. His co-accused Balbir Singh is said to have inflicted gandasi blow on the left wrist of the complainant. This injury was found to be grievous. Another co-accused, namely Rajinder @ Lalu, is alleged to have inflicted gandasi blow on the head of Pala and this injury falls under Section 307 IPC. The other four accused, namely Parkas, Vinod, Devi Dayal and Sonu (petitioner herein) are alleged to have inflicted injuries to the witnesses. Co-accused Balbir, to whom injury under Section 326 IPC is attributed, has been granted regular bail by this Court. Rajinder @ Lalu is in custody.

4. Counsel for the petitioners contends that the injuries attributed to the petitioners Baljit and Sonu are not of grievous nature. They are in custody since 12.1.2006 and 16.1.2006, respectively. Counsel contends that the trial is not likely to conclude soon. The main accused is in custody and co-accused Balbir has been granted bail. This factual position has not been disputed by the State Counsel.

5. In view of the above, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to both the petitioners. They are ordered to be released on bail subject to their furnishing bail bonds to the satisfaction of the trial court.

6. Both the petitions are accordingly allowed.

September 26, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**